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ROBERT W. ZUCHOWSKI

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

E-FILED - 1/10/07

10 ROBERT W. ZUCHOWSKI,
11 Plaintiff,
12 v.
13 ENHANCED RECOVERY
14 CORPORATION, a Delaware corporation,
15 Defendants.

Case No. C06-06310-RMW-RS

**STIPULATION OF DISMISSAL
WITH PREJUDICE AND
[] ORDER**

Fed. R. Civ. P. 41(a)(1)

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff, ROBERT W. ZUCHOWSKI, and Defendant, ENHANCED RECOVERY CORPORATION, stipulate, and the Court hereby orders, as follows:

18 1. The dispute between the parties has been settled, therefore, the claims asserted
19 by Plaintiff, ROBERT W. ZUCHOWSKI, against Defendant, ENHANCED RECOVERY
20 CORPORATION, in the above-captioned proceeding are hereby dismissed, with prejudice, pursuant
21 to Fed. R. Civ. P. 41(a)(1).

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1 Dated: January 3, 2007

/s/ Fred W. Schwinn

Fred W. Schwinn, Esq.
Attorney for Plaintiff
ROBERT W. ZUCHOWSKI

4 Dated: January 3, 2007

/s/ Stephen J. Kottmeier

Stephen J. Kottmeier
Attorney for Defendant
ENHANCED RECOVERY
CORPORATION

7 THE FOREGOING STIPULATION
IS APPROVED AND IS SO ORDERED.

9 Dated: 1/10/07

/s/ Ronald M. Whyte

The Honorable Ronald M. Whyte
Judge of the District Court

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